



U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

**NOTICE OF APPEAL AND
REQUEST FOR EXTENSION OF
TIME PURSUANT TO 37 C.F.R. §
1.136(a)**

Docket Number:
10744/4200

Application Number
09/824,193

Filing Date
April 2, 2001

Examiner
Mark O. Budd

Art Unit
2834

Invention Title
**COMPENSATION OF BATCH VARIATION
IN THE TRAVEL DUE TO VARIATIONS IN
THE LAYER THICKNESS OR NUMBER OF
LAYERS IN MULTI-LAYER
PIEZOELECTRIC ELEMENTS**

Inventor(s)
Johannes-Joerg RUEGER et al.

Commissioner for Patents
Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231 on

Date:

April 10, 2003

Signature:

Richard L. Mayer
42,194

Applicants hereby appeal to the Board of Patent Appeals and Interference from the decision of the Examiner made in the Final Office Action dated October 10, 2002 finally rejecting claims 1-34.

Applicants also hereby request an additional one-month extension of time in which to respond to the Final Office Action mailed October 10, 2002, for which a response period expiring on January 10, 2003 was set. A two-month extension of time and the \$410.00 fee was paid on February 21, 2003. The extended period expires on April 10, 2003. Please charge the additional fee of \$520.00 (three-month extension of time fee \$930.00 less the two-month extension fee \$410.00 already paid) to the account of Kenyon & Kenyon, Deposit Account No. 11-0600.

The Commissioner is hereby authorized to charge payment of the 37 C.F.R. § 1.191 Notice of Appeal fee of **\$320.00** and the 37 CFR §1.136(a) extension fee of **\$520.00** to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**. The Commissioner is also authorized to charge any additional fees or credit any overpayment in connection with this paper to Deposit Account No. 11-0600. A duplicate of this communication is enclosed for that purpose.

Respectfully submitted,

Date: *April 10*, 2003

By:

Richard L. Mayer
Richard L. Mayer
Reg. No. 22,490

KENYON & KENYON

04/15/2003 SFELEKE1 00000142 110600 09824193

01 FC:1401 320.00 CH

04/17/2003 SFELEKE1 00000067 110600 09824193

01 FC:1253 520.00 CH

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Edward C. Edelman

Appl. No. 09/689,577

Filed: October 12, 2000

For: **Command And Control System
And Method For Multiple
Turbogenerators**

Confirmation No.: 2635

Art Unit: 2834

Examiner: Gonzalez, J.

Atty. Docket: 153501-0091/P01986US

(SKGF Ref. No. 2066.0330001)
(Capstone Ref. No. 0091)

Petition For Extension of Time Under 37 C.F.R. § 1.136(a)(1)

Commissioner for Patents
Washington, D.C. 20231

Sir:

It is hereby requested that the period for replying to the outstanding Office Action be extended three months from January 21, 2003 to April 21, 2003 by the filing of this Petition and fee payment.

The petition fee (37 C.F.R. § 1.17(a)) is believed to be \$465.00 for a three-month extension for a small entity. Fee payment is provided in our accompanying PTO-2038 Credit Card Payment Form. However, if extensions of time under 37 C.F.R. § 1.136 other than those provided herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Virgil L. Beaton
Attorney for Applicant
Registration No. 47,415

04/16/2003 SFELEKE1 00000057 09689577

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465.00 DP

Date: 4/15/03

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